

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

THE HIPSAVER COMPANY, INC.,

Plaintiff,

V.

J.T. POSEY COMPANY,

Defendant.

AND RELATED COUNTERCLAIM.

Civil Action No. 05-10917 PBS

OBJECTIONS OF J.T. POSEY COMPANY, INC. TO HIPSAVER'S LATE-DISCLOSED DOCUMENTS

Pursuant to Rules 26(a), subsections (1) and (3), 26(e) and 37(c)(1) of the Federal Rules of Civil Procedure, Posey objects generally and specifically to the production, designation and/or use at trial of the following late-disclosed documents: HipSaver Certificate of Incorporation, bearing Bates no. HS2-002606; HipSaver Annual Registration of Device Establishment, bearing Bates nos. HS2-002607; Exhibit 658, bearing Bates No. HS2-002608-2610.

Dated: May 22, 2007

J.T. POSEY COMPANY

By its attorneys,

/s/ Douglas H. Morseburg

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CERTIFICATE OF SERVICE

I certify that this document has been filed through the Electronic Case Filing System of the United States District Court for the District of Massachusetts and will be served electronically by the court to the Registered Participants identified in the Notice of Electronic filing.

May 22, 2007

/s/ Donald K. Piper

Donald K. Piper